THE HON'BLE SRI JUSTICE A. GOPAL REDDY

W.P.No.7818 of 2001

Dated: 31-08-2007

Between:-

B. Jagadeshwari

..Petitioner

And

Commissioner of Police, Hyderabad and four others.

..Respondents.

THE HON'BLE SRI JUSTICE A. GOPAL REDDY

W.P.No. 7818 of 2001

:O R D E R:

The petitioner is stated to have lodged complaints on 09-10-200,

11-10-2001, 06-11-2000 and 07-04-2001 before the fourth respondent-Police Station against the fifth respondent and others alleging harassment. The allegation is that the said complaints have not been registered nor investigated into. The present writ petition is filed complaining that no action has been taken by the fourth respondent on the complaints made by the petitioner against the fifth respondent, who is harassing the petitioner and her family members.

The fourth respondent filed counter stating that on the complaint made by the fifth respondent a case in crime No.248 of 2000 under Sections 147, 148, 307 read with Section 149 IPC was registered at Sultan Bazar Police Station. The fifth respondent and his son were sent to Osmania General Hospital for the injuries sustained by them. They were treated in the hospital as inpatients for few days. Consequently, the son of the petitioner was arrested in the crime apart from Manoj Kumar, Ramachandra Reddy and Ramu on 12-10-2000 and were remanded to judicial custody. Sridhar and Ravikanth and some others involved in the crime surrendered in the Court and were remanded to judicial custody. The investigation discloses that a rioting took place in a pre-planned manner with an intention to murder the son of the fifth respondent due to business rivalry between the sons of the

petitioner and the fifth respondent.

It is further stated that on 11-10-2000 the petitioner given a complaint against Praveen, Chitti, Srikanth, Sukesh, Gopal stating that on 11-10-2000 they beat her and her daughter. The complaint was enquired and found to be false. However, on 24-11-2000 the petitioner withdrew the complaint dated 11-10-2000 lodged against Praveen, Chitti, Srikanth, Sukesh, Gopal. The investigation discloses that the petitioner is habituated to give false complaints against the fifth respondent and his son due to business rivalry. The counter affidavit was filed as early as on 22-06-2001. In view of the withdrawal of the complaint dated

11-10-2000 by the petitioner, no cause survives in the writ petition. If the petitioner is aggrieved of non-registering of complaint lodged with the police, she is at liberty to move the competent Court of Judicial Magistrate of First Class under Section 190 of the Code of Criminal Procedure. In the circumstances, the writ petition is accordingly dismissed. No costs.

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A. GOPAL REDDY, J

Dated: 31-08-2007.
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